

**Supplement to Amended Acknowledgment and
Amended Notice of Acknowledgment
of Acceptance of R.S. 2477
Right-of-Way Grant**

Entry 2008005787
Book 1095 Page 172 -120 \$0.00
12-JUN-08 09:31
RANDY SIMMONS
RECORDER, UTAH COUNTY, UTAH
GOVERNOR OF THE STATE OF UTAH
STATE CAPITOL COMPLEX E220 PO BOX 14220
Rec By: HEATHER HOLMES, DEPUTY

THE STATE OF UTAH

TO ALL WHOM THESE PRESENTS SHALL COME, Greeting:

This Supplement to Amended Acknowledgment and Amended Notice of Acknowledgment and the affidavits attached hereto as Exhibit A supplement and support the Amended Acknowledgment and Amended Notice of Acknowledgment, previously made under Utah Code Sections 72-5-309 through 310 inclusive, as it pertains to the highway located in Uintah County known as Diamond Mountain Cutoff Road; County Road Number: 1412; State Geographic Information Database (SGID) Road Identification Number: RD241107.

This document supplements and supports the information contained in the document first recorded at **Ent 2006012480, Bk 1007, Beg Pg 1**, as modified by the Amended Acknowledgment and Amended Notice of Acknowledgment recorded on **12/27/2007 at Ent 2007014368, Bk 1069, Beg Pg 1**. A legal description is attached hereto as Exhibit B.

In Witness Whereof, I, John Harja, the official designee of the Governor of the State of Utah, in conformity to the laws of the State (Utah Code Sections 72-5-308 through 310 inclusive), have caused this Supplement to Amended Acknowledgment and Amended Notice of Acknowledgment to be made.

Signed by my hand in Salt Lake City, Utah, the 6th day of June, 2008.

By the Governor's Designee

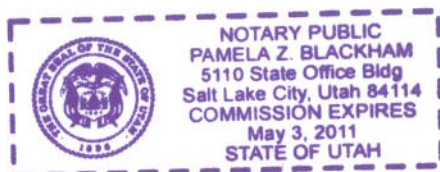


John Harja

CERTIFICATION

State of Utah)
: ss
County of Salt Lake)

I hereby certify that the signer of the foregoing document, John Harja, is personally known by me, has made a voluntary signature and taken an oath stating that he is the official designee of the Governor of the State of Utah and is authorized to sign this document on the Governor's behalf pursuant to Utah Code Section 72-5-309. He further vouched that, based upon information and belief, the facts alleged therein are true.



Dated this 6th day of June, 2008.



Notary Public

Exhibit A

**AFFIDAVIT OF J. CHARLES BREWER
DIAMOND MOUNTAIN CUTOFF ROAD
UINTAH COUNTY, UTAH
COUNTY ROAD NUMBER 1412**

State of Utah)
 :
County of Uintah)

J. Charles Brewer, being first duly sworn, deposes and states as follows:

1. I am an adult competent to testify about the matters set forth below based upon my personal knowledge. I currently reside in Uintah County, Utah. I have lived in Uintah County 64 years.
2. I have traveled and am familiar with a road in Uintah County known to me as Diamond Mountain Cutoff Road and/or P.F. Cutoff Road. I am also familiar with the land the road traverses. When I first used and observed the road in the early 1950s, it followed the same route as in August of 2006, when I last observed it. Attached is a Uintah County map showing Diamond Mountain Cutoff Road. To the best of my knowledge, and based upon my use of and familiarity with this road and the land it traverses, the location and route of the road are correctly illustrated on the attached map.
3. I am informed that Uintah County also identifies this road according to the road number listed above.
4. I have observed that the road has been open to the public for all to use, to come and go as they pleased, since at least as early as the 1950s and continuing through 1976 to August of 2006. During this time period I have observed travel on the road by cars, trucks, jeeps and large 18-wheelers. During this time period, the road has been used continually.
5. During the time period from the 1950s to August of 2006, I have used the road myself for hunting, livestock operations, oil and gas exploration and development, recreation and wood

gathering.

6. During the time period described in the previous paragraph I observed vehicles using the road at various times for mining, prospecting for minerals, oil and gas exploration or development, wood gathering, traveling in and through the area, recreational activities, livestock operations, hunting, other commerce and government access.

7. It is the reputation in the community that this road has been open to the public for all to use, to come and go as they pleased, since at least as early as the 1950s and continuing through 1976 to the present, for the uses described in the previous paragraphs.

8. Construction and maintenance on the road since at least as early as the 1960s was performed by Uintah County and other entities. I know this because I personally observed graders and other equipment building and maintaining the road since the 1950s.

DATED this 16 day of October, 2006.


J. Charles Brewer

SUBSCRIBED AND SWORN to before me this 16 day of October, 2006.

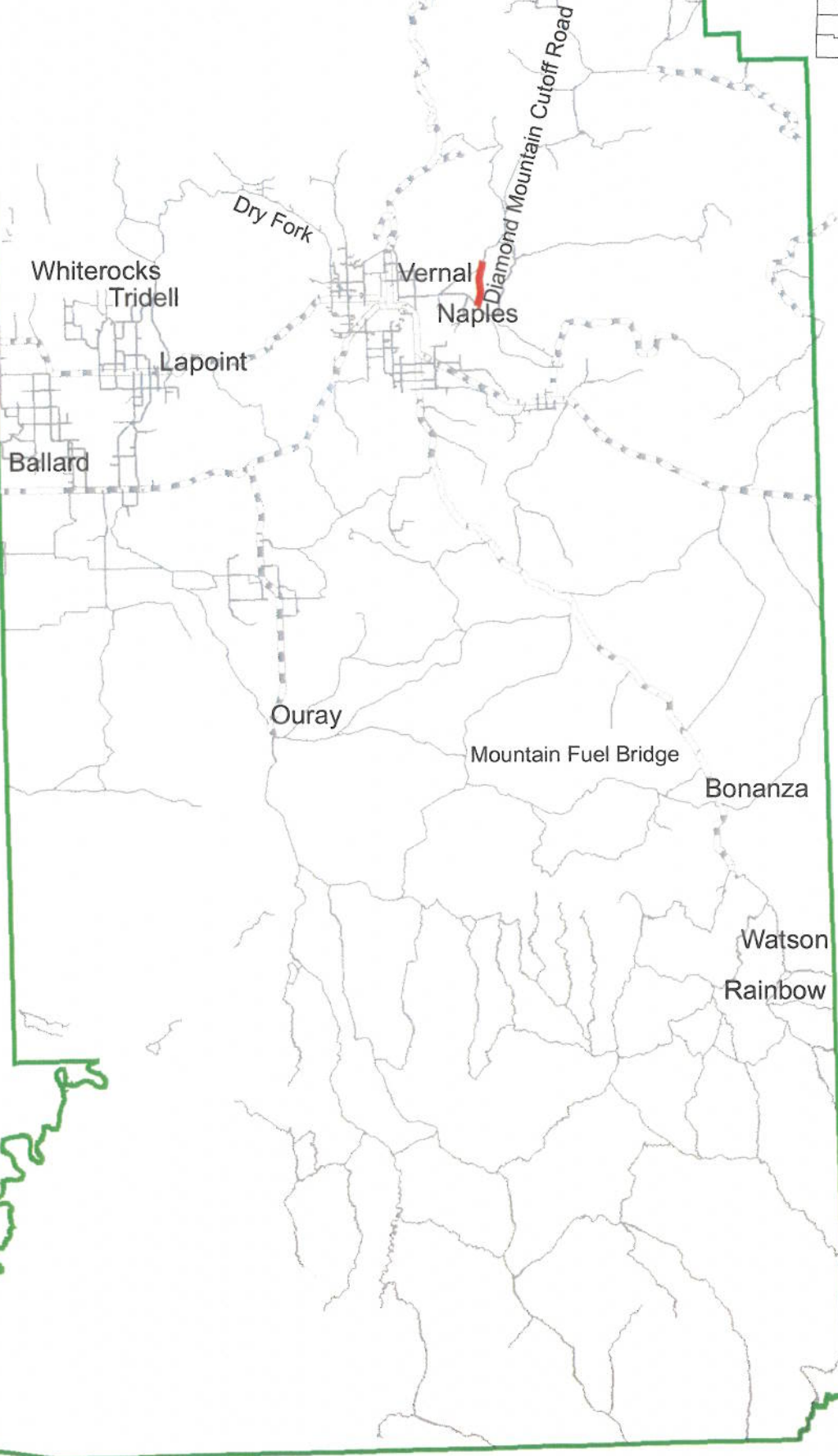
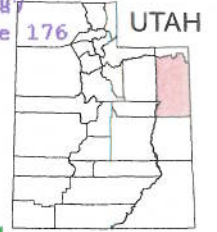



NOTARY PUBLIC

UINTAH COUNTY

Diamond Mountain Cutoff Road
Road # 1412
RD241107


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Legend

 Diamond Mountain Cutoff Road

Roads

 Class B Roads

 Federal or State

 Uintah County



Uintah County



AFFIDAVIT OF SHIRLEY WATKINS
DIAMOND MOUNTAIN CUTOFF ROAD
UINTAH COUNTY, UTAH
COUNTY ROAD NUMBER 1412

State of Utah)
 :
County of Uintah)

Shirley Watkins, being first duly sworn, deposes and states as follows:

1. I am an adult competent to testify about the matters set forth below based upon my personal knowledge. I currently reside in Uintah County, Utah. I have lived in Uintah County 75 years. I worked for Uintah County and graded the Diamond Mountain Cutoff Road from 1970 to the early 1980's.
2. I have traveled and am familiar with the Uintah County known as Diamond Mountain Cutoff Road. I am also familiar with the land the road traverses. When I first used and observed the road in 1970, it followed the same route as in 2004 when I last observed it. Attached is a Uintah County map showing Diamond Mountain Cutoff Road. To the best of my knowledge, and based upon my use of and familiarity with this road and the land it traverses, the location and route of the road are correctly illustrated on the attached map.
3. I am informed that Uintah County also identifies this road according to the road number listed above.
4. I have observed that the road has been open to the public for all to use, to come and go as they pleased, since at least as early as 1970 and continuing through 1976 to 1987. During this time period I have observed travel on the road by pickup trucks. During this time period, the road has been used continuously.

5. During the time period from 1970 to 1987 I used the road myself when I was maintaining it.
6. During the time period described in the previous paragraph I observed vehicles using the road at various times for traveling in and through the area and livestock operations.
7. It is the reputation in the community that this road has been open to the public for all to use, to come and go as they pleased, since at least as early as the 1950s and continuing through 1976 to the present for the uses described in the previous paragraphs.
8. Construction and maintenance on the road since at least as early as 1970 was performed by Uintah County. I know this because I personally worked for Uintah County and graded the road in the 1970's.

DATED this 17 day of October, 2006.


Shirley Watkins

SUBSCRIBED AND SWORN to before me this 17 day of October, 2006.




NOTARY PUBLIC


UINTAH COUNTY

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Diamond Mountain Cutoff Road
Road # 1412
RD241107


Legend

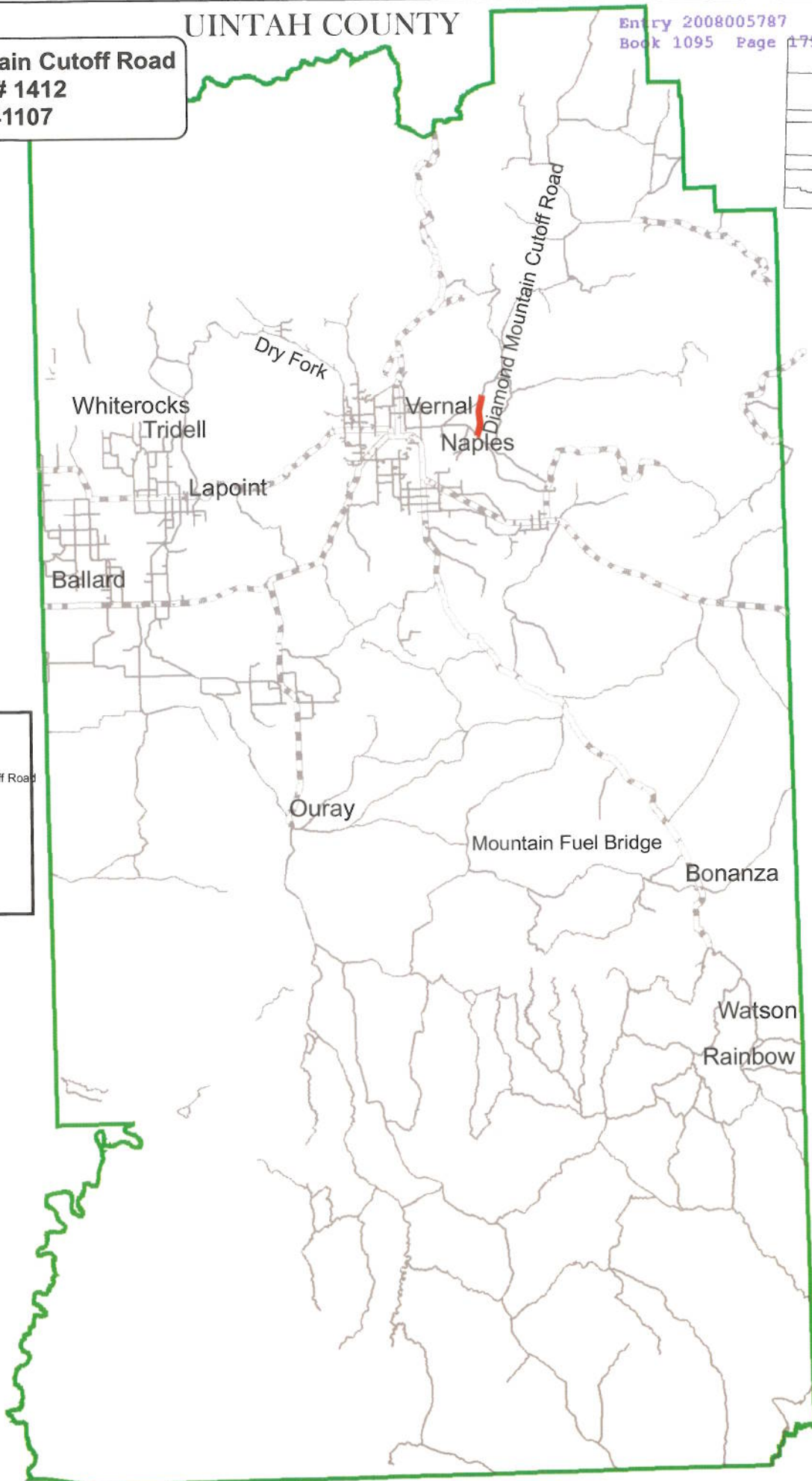
 Diamond Mountain Cutoff Road

Roads

 Class B Roads

 Federal or State

 Uintah County



Uintah County



Exhibit B

Beginning & Ending Points and Township, Range, and Section References For:

Popular Name: Diamond Mountain Cutoff Road

County: Uintah

County Road Number: 1412

State Geographic Information Database (SGID) Road Identification Number: RD241107.

Total Road Length: 2.69 miles more or less.

Beginning at a point on the road centerline located at 40 degrees 27 minutes 12.45 seconds North Latitude and -109 degrees 25 minutes 44.99 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 2,216,656.5 feet and Y = 7,340,577.6 feet based on the US Survey Foot conversion.

Ending at a point on the road centerline located at 40 degrees 29 minutes 29.17 seconds North Latitude and -109 degrees 25 minutes 19.24 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah Central Zone NAD 83 feet coordinates of X = 2,218,324.6 feet and Y = 7,354,455.5 feet based on the US Survey Foot conversion.

This road may traverse:

Township 4 South Range 22 East, Section(s) 10,11,15,22, Salt Lake Base & Meridian